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Donald F. Haas

Date: September 19, 2006

75A
PATENT
TH1647 07 (US)
DFH:EM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the accompanying application of)
CHARLES L. EDWARDS, KIRK H. RANEY,)
and PAUL G. SHPAKOFF)
Serial No. 10/817,640) Group Art Unit: 1621
Filed April 2, 2004) Examiner: Shailendra Kumar
BRANCHED PRIMARY ALCOHOL) September 19, 2006
COMPOSITIONS AND DERIVATIVES)
THEREOF)

ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

Sir:

RESPONSE

The following remarks and enclosed Terminal Disclaimer are submitted in response to the office action of July 27, 2006. In the Office Action, the Examiner rejected claim 57 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-3 of U.S. Patent No. 6,909,020 in view of U.S. Patent No. 5,562,866. The '020 patent is the parent of the present application and both are assigned to the same Assignee. Both applications claim priority to U.S. Patent No. 6,706,931, the grandparent. The Assignment documents were filed in the USPTO in U.S. Patent No. 6,706,931. The Assignment document was recorded on April 11, 2002 at Reel 012801, Frame 0178. The Applicants hereby submit the enclosed Terminal Disclaimer with respect to the reference patent, U.S. 6,909,020. The Applicants assert that the filing of this

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Terminal Disclaimer overcomes the double patenting rejection and respectfully request an early notice of allowance.

Respectfully submitted,

CHARLES L. EDWARDS, KIRK H. RANEY,
and PAUL G. SHPAKOFF

By



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ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

Sir:

TERMINAL DISCLAIMER (OVER PRIOR PATENT)

Shell Oil Company, assignee of the entire interest in U.S. application Serial No. 10/817,640, by assignment recorded in the U.S. Patent and Trademark Office on April 11, 2002, in Reel 012801, Frame 0178, and assignee of the entire interest in U.S. Patent No. 6,909,020 by assignment recorded in the U.S. Patent and Trademark Office April 11, 2002, in Reel 012801, Frame 0178, hereby disclaims the terminal part of any patent granted on application Serial No. 10/817,640, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,909,020.

Shell Oil Company hereby agrees that any patent granted on application Serial No. 10/817,640 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent 6,909,020, this agreement to run with any patent

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granted on U.S. application Serial No. 10/817,640, and to be binding upon the grantee, its successors or assigns.

Shell Oil Company does not disclaim any terminal part of any patent granted on application Serial No. 10/817,640 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,909,020 in the event that U.S. Patent No. 6,909,020 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Shell Oil Company, hereby states that the evidentiary documents have been reviewed and certifies that, to the best of assignee's knowledge and belief, title is in this assignee.

Please charge the \$130 fee covering statutory fees for filing this disclaimer to Shell Oil Company, Deposit Account 19-1800.

Yukiko Iwata
Yukiko Iwata
Senior Patent Counsel
Registration No. 35,748

Sept 19, 2006
Date